

1 Filed on behalf of: Junior Party Rossin

Paper No. \_\_\_\_

2  
3 By: Bruce W. Slayden II

Date Filed: July 3, 2007

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16 UNITED STATES PATENT AND TRADEMARK OFFICE

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18  
19 BEFORE THE BOARD OF PATENT APPEALS  
20 AND INTERFERENCES

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23 Patent Interference 105,402 (McK)  
24 Technology Center 1700

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27 JOSEPH A. ROSSIN and WILLIAM B. FEAVER,  
28 Patent 6,673,326,  
29 Junior Party,

30  
31 v.

32  
33 SHUICHI KANNO, TOSHIAKI ARATO, SHINZO IKEDA,  
34 KEN YASUDA, HISAO YAMASHITA, SHIGERU AZUHATA,  
35 SHIN TAMATA, and KAZUYOSHI IRIE,  
36 Application 10/676,013  
37 Senior Party.

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40 EXTENSION OF TIME FOR APPEAL

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43 On May 8, 2007, the Board issued an "Order Denying Rehearing" in the  
44 instant contested case. Thus, the due date for filing an appeal under 35 U.S.C. §

1 141 or a civil action under 35 U.S.C. § 146 is Monday, July 9, 2007. *See* 37 C.F.R.  
2 §§ 1.304(a)(1) and (b).

3 The parties to this interference, who are also involved in a related contested  
4 case, namely Interference No. 105,512, are engaged in on-going settlement  
5 discussions. Without intending to bind either party at this time, it is believed that a  
6 settlement agreement is near. However, it is unlikely that a settlement will be  
7 finalized this week.

8 Junior Party Rossin, therefore, respectfully requests an extension of time for  
9 filing an appeal under 35 U.S.C. § 141 or a civil action under 35 U.S.C. § 146 to  
10 July 20, 2007. This date coincides with Time Period 1 in Interference No.  
11 105,512.

12 Counsel for Senior Party Kanno has reviewed a draft of this paper and  
13 indicated that they are not opposed to this extension.

14 Therefore, the requested extension may be granted pursuant to 37 C.F.R. §  
15 1.304(a)(3)(i) since it is being filed in writing before the due date and since good  
16 cause (settlement negotiations) has been shown.

17 If it will assist His Honor's consideration of this request, counsel for Junior  
18 and Senior Party are available for a conference call on Monday, July 9, 2007 at  
19 1:00 PM Eastern or any time later that afternoon.

July 3, 2007

Respectfully submitted,

ss/Guy F. Birkenmeier/

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